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4 UNITED STATES DISTRICT COURT  
5 DISTRICT OF NEVADA  
6

7 UNITED STATES OF AMERICA,

8 Plaintiff,

Case No. 3:19-CR-00026-LRH-WGC

9 v.

STIPULATION AND ORDER TO  
CONTINUE SENTENCING HEARING

10 IVY ELLIOTT,

Defendant.

(Fifth Request)

11 \_\_\_\_\_/  
12 IT IS HEREBY STIPULATED AND AGREED by and through Christopher  
13 Chiou, Acting United States Attorney for the District of Nevada, and  
14 Peter Levitt, Assistant United States Attorney, counsel for the  
15 United States of America, and Janice A. Hubbard, Esq., counsel for  
16 defendant, Ivy Elliott, that the sentencing hearing currently  
17 scheduled for to November 18, 2021, be vacated and continued to  
18 December 9, 2021 at 11:00 a.m.

19 1. The additional time requested by this Stipulation to Continue  
20 Sentencing Hearing is reasonable pursuant to Fed.R.Crim.P. Rule  
21 32(b)(2), which states that the "court may, for good cause, change  
22 any time limits prescribed in this rule."

23 2. A conflict has arisen in defense counsel's calendar which  
24 will make her unavailable. In addition, Ms. Elliott may be a  
25 witness in the pending trial, which should precede her sentencing.

26 3. Further, the additional time is requested to allow the  
parties to prepare for the sentencing hearing.

1           4. Defendant is out of custody and agrees with the continuance.  
2 Ms. Elliott will stay in intensive outpatient care, she is under a  
3 doctor's care for her depression and her medication is being  
4 monitored, she has obtained employment and she is enrolled at UNR  
5 working on her social worker's degree.

6           5. All parties agree to the continuance.

7           6. This Stipulation is made in good faith and with good cause,  
8 and not for the purposes of delay.

9                       DATED this 25th day of October, 2021.

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11 CHRISTOPHER CHIOU  
12 Acting United States Attorney

13 /s/ Peter Levitt  
14 PETER LEVITT  
Assistant United States Attorney

/s/ Janice A. Hubbard  
JANICE A. HUBBARD, ESQ.  
Counsel for Ivy Elliott

15  
16                       **ORDER**

17           **IT IS HEREBY ORDERED THAT**, based upon the foregoing Stipulation  
18 by the parties, and GOOD CAUSE APPEARING, the sentencing hearing  
19 currently scheduled for November 18, 2021 be vacated and continued to  
20 December 9, 2021 at 11:00 a.m.

21  
22 DATED October 25, 2021.

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25 LARRY R. HICKS  
26 UNITED STATES DISTRICT JUDGE